

UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA

THE UNITED STATES OF AMERICA; et seq.  
Plaintiff (Petitioner)

CASE and/or DOCKET No.: 17-00522

Sheriff's Sale Date: \_\_\_\_\_

V.

ERNEST HEATH, SOLELY IN HIS CAPACITY AS HEIR OF BETH  
UTERMYER, DECEASED, UNKNOWN HEIRS OF BETH UTERMYER,  
DECEASED; et al.  
Defendant (Respondent)

AFFIDAVIT OF SERVICE

TYPE OF PROCESS: ORDER, SUMMONS AND COMPLAINT

I, JEFFREY CLOHESSY, certify that I am eighteen years of age or older and that I am not a party to the action nor an employee nor relative of a party, and that I served UNKNOWN HEIRS OF BETH UTERMYER, DECEASED the above process on the 10 day of July, 2017, at 6:00 o'clock, A.M., at 30 KLEIN AVE TOPTON, PA 19562, County of ~~Bucks~~ Berks, Commonwealth of Pennsylvania:

Manner of Service:

☒ By posting a copy of the original process on the most public part of the property pursuant to an order of court

Service was attempted on the following dates/times:

1) \_\_\_\_\_ 2) \_\_\_\_\_ 3) \_\_\_\_\_

Commonwealth/State of Pa )  
 ) SS:  
County of Berks )

Before me, the undersigned notary public, this day, personally, appeared Jeffrey Clohessy to me known, who being duly sworn according to law, deposes the following:

I hereby swear or affirm that the facts set forth in the foregoing Affidavit of Service are true and correct.

[Signature]  
(Signature of Affiant)

Subscribed and sworn to before me  
this 11 day of JULY, 20 17

File Number: USA-165383  
Case ID #: 4929290

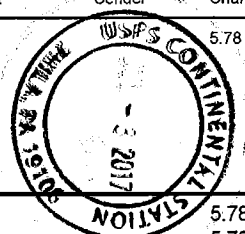
Notary Public  
COMMONWEALTH OF PENNSYLVANIA  
NOTARIAL SEAL  
Eric M. Afflerbach, Notary Public  
Washington Township, Berks County  
My Commission Expires November 18, 2017

PCO - B.A.

## USPS Manifest Mailing System

Page 1

Mailer's Name & Address KML Law Group 701 Market Street Suite 5000 Philadelphia, PA 19106	Permit Number 123	MAC Ver. Number ConnectShip Prologistics 6.5
	Sequence Number 6620-1	Class of Mail Mixed

Article #/ Piece ID	Addressee Name Delivery Address	ES Type	Postage	ES Fee	Insurance Amount	Due/ Sender	Total Charge
9171999991703808784447	UNKNOWN HEIRS OF BETH UNTERMYER, DECEASED		0.925				5.78
9171999991703808784447	30 Klein Ave. Topton, PA 19562	ERR C		1.40 3.45			
							
Page Totals	1		0.93	4.85			5.78
Cumulative Totals	1		0.93	4.85			5.78

## USPS CERTIFICATION

Total Number Of Pieces Received \_\_\_\_\_

Signature of Receiving Employee \_\_\_\_\_

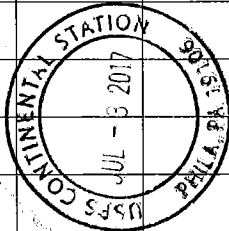
Round Stamp \_\_\_\_\_

PS Form 3877 (Facsimile)

Extra Service Codes:

C Certified  
ERR Return Receipt

Name and Address of Sender KML LAW GROUP, P.C. SUITE 5000 701 MARKET STREET PHILADELPHIA, PA 19106-1532		Check type of mail or service; <input type="checkbox"/> Certified <input type="checkbox"/> COD <input type="checkbox"/> Delivery Confirmation <input type="checkbox"/> Express Mail <input type="checkbox"/> Insured		<input type="checkbox"/> Recorded Delivery (International) <input type="checkbox"/> Registered <input type="checkbox"/> Return Receipt for Merchandise <input type="checkbox"/> Signature Confirmation		Affix Stamp Here (If issued as a certificate of mailing, or for additional copies of this bill) Postmark and Date of Receipt		Due Sender if COD		DC Fee	SC Fee	SH Fee	RD Fee	RR Fee	
Article Number		Addressee (Name, Street, City, State, & ZIP Code)		Postage		Handling Charge		Actual Value if Registered		Insured Value					
1.		<b>TO</b> <b>UNKNOWN HEIRS OF BETH UNTERMYER, DECEASED</b> <b>UNKNOWN HEIRS OF BETH UNTERMYER, DECEASED</b> <b>30 Klein Ave.</b> <b>Topton, PA 19562</b>													
2.															
3.															
4.															
5.															
6.															
7.															
8.															
Total Number of Pieces Listed by Sender		Total Number of Pieces Received at Post Office		Postmaster, Per (Name of receiving employee)		See Privacy Act Statement on Reverse									



Complete by Typewriter, Ink, or Ball Point Pen

PS Form 3877, February 2002 (Page 1 of 2)

USA-165383 Berks County Sale Date:

ERNEST HEATH, Solely in His Capacity as Heir of Beth Untermeyer, Deceased & UNKNOWN HEIRS OF BETH UNTERMYER, DECEASED

PCO-Brittni Augustin

## Berks County Law Journal

### PROOF OF PUBLICATION NOTICE

Under Act No. 160, Approved July 9, 1976

Commonwealth of Pennsylvania  
County of Berks

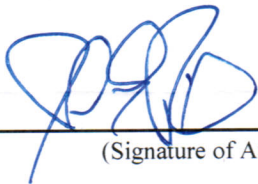
} SS:

Before me, the undersigned notary public, this day, personally appeared John E. Reigle to me known, who being duly sworn according to law, deposes and says the following:

I am of the County and State aforesaid; that the undersigned is the Editor of the Berks County Law Journal, which is the legal newspaper for Berks County, Pennsylvania, which legal newspaper was established in October 1, 1908, and is published at 544 Court Street, Reading, County and State aforesaid; and that the printed notice of publication appearing to the right is exactly the same as printed or published in the issue or issues of said legal newspaper on the following date or dates:

**Thursday July 20, 2017**

That affiant further states that he/she is the designated agent of Berks County Bar Association, the owner of said legal newspaper, that he/she is not interested in the subject matter of the aforesaid notice or advertising, and that all the allegations of the aforesaid statement as to time, place, and character of publication are true.



(Signature of Affiant)

### Copy of notice

#### CIVIL ACTION

United States District Court  
For The Eastern District  
of Pennsylvania  
Civil Action-Law  
No. 17-00522  
Notice of Action In  
Mortgage Foreclosure

The United States of America, Plaintiff  
vs.

Ernest Heath, Solely in His Capacity as Heir of Beth Untermyer, Deceased & Unknown Heirs of Beth Untermyer, Deceased, Defendant(s)

To: Ernest Heath, Solely in His Capacity as Heir of Beth Untermyer, Deceased & Unknown Heirs of Beth Untermyer, Deceased, Mortgagor and Real Owner, Defendant(s), whose last known address is 30 Klein Avenue, Topton, PA 19562.

This firm is a debt collector and we are attempting to collect a debt owed to our client. Any information obtained from you will be used for the purpose of collecting the debt. You are hereby notified that Plaintiff, The United States of America, has filed a Mortgage Foreclosure Complaint endorsed with a notice to defend against you in the United States District Court for the Eastern District of Pennsylvania, docketed to No. 17-00522, wherein Plaintiff seeks to foreclose on the mortgage secured on your property located, 30 Klein Avenue, Topton, PA 19562, whereupon your property will be sold by the United States Marshal.

Notice: You have been sued in court.

If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after the Complaint and notice are served, by entering a written appearance personally or by attorney and filing in writing with the court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint for any other claim or relief requested by the Plaintiff. You may lose money or property or other rights important to you.

You should take this paper to your lawyer at once. If you do not have a lawyer or cannot afford one, go to or telephone the office set forth below. This office can provide you with information about hiring a lawyer.

If you cannot afford to hire a Lawyer, this office may be able to provide you with information about agencies that may offer legal services to eligible persons at a reduced fee or no fee.

**Berks County Bar Assn.**

544 Court St.  
P.O. Box 1058  
Reading, PA 19601  
610-375-4591

**MidPenn Legal Services**



WILLIAM J MANSFIELD, LLC  
ATTN MARK MANSFIELD  
998 OLD EAGLE SCHOOL RD  
SUITE 1209  
WAYNE, PA 19087

United States  
District Court  
For The Eastern District  
of Pennsylvania  
Civil Action - Law  
No. 17-00522  
Notice of Action In  
Mortgage Foreclosure  
The United States of  
America, Plaintiff vs.  
Ernest Heath, Solely in  
His Capacity as Heir of  
Beth Untermyer,  
Deceased & Unknown  
Heirs of Beth Untermyer,  
Deceased, Defendant(s)  
To: Ernest Heath, Solely  
in His Capacity as Heir of  
Beth Untermyer,  
Deceased & Unknown  
Heirs of Beth Untermyer,  
Deceased, Mortgagor  
and Real Owner,  
Defendant(s), whose last  
known address is 30  
Klein Avenue, Tipton,  
PA 19562.  
This firm is a debt collec-  
tor and we are attempt-  
ing to collect a debt ow-  
ed to our client. Any in-  
formation obtained  
from you will be used  
for the purpose of col-  
lecting the debt. You are  
hereby notified that  
Plaintiff, The United  
States of America, has  
filed a Mortgage Fore-  
closure Complaint en-  
dorsed with a notice to  
defend against you in  
the United States District  
Court for the Eastern  
District of Pennsylvania,  
docketed to No. 17-  
00522, wherein Plaintiff  
seeks to foreclose on the  
mortgage secured on  
your property located,  
30 Klein Avenue, Top-  
ton, PA 19562, where-  
upon your property will  
be sold by the United  
States Marshal. Notice:  
You have been sued in  
court. If you wish to de-  
fend against the claims  
set forth in the follow-  
ing pages, you must take  
action within twenty  
(20) days after the Com-  
plaint and notice are  
served, by entering a  
written appearance per-  
sonally or by attorney  
and filing in writing with  
the court your defenses  
or objections to the  
claims set forth against  
you. You are warned  
that if you fail to do so  
the case may proceed  
without you and a judg-  
ment may be entered  
against you by the Court  
without further notice  
for any money claimed  
in the Complaint for any  
other claim or relief re-  
quested by the Plaintiff.  
You may lose money or  
property or other rights  
important to you. You  
should take this paper to  
your lawyer at once. If  
you do not have a law-  
yer or cannot afford  
one, go to or telephone  
the office set forth be-  
low. This office can pro-  
vide you with informa-  
tion about hiring a law-  
yer. If you cannot afford  
to hire a Lawyer, this of-  
fice may be able to pro-  
vide you with informa-  
tion about agencies that  
may offer legal services  
to eligible persons at a  
reduced fee or no fee.  
Berks County Bar Assn.,  
544 Court St., P.O. Box  
1058, Reading, PA  
19601, 610-375-4591.  
Central PA Legal Serv-  
ices, 18 S. 5th St., Read-  
ing, PA 19601, 610-376-

{ No.0000587157

Page 1 of 2

**Proof of Publication of Notice in Reading Eagle**  
Under Act No. 587, Approved May 16,1929.

Commonwealth of Pennsylvania,  
County of Berks }

SS:

Lynn Schittler, Assistant Secretary, READING EAGLE COMPANY, of the County and Commonwealth aforesaid, being duly sworn, deposes and says that the READING EAGLE established January 28, 1868 is a newspaper of general circulation published at 345 Penn Street, City of Reading, County and State aforesaid, and that the printed notice or publication attached hereto is exactly the same as printed and published in the regular edition and issues of the said READING EAGLE on the following dates, viz.:

**Reading Eagle      Wednesday, July 12, 2017, A.D.**

Affiant further deposes that this person is duly authorized by READING EAGLE COMPANY, a corporation, publisher of said READING EAGLE, a newspaper of general circulation, to verify the foregoing statement under oath, and affiant is not interested in the subject matter of the aforesaid notice or advertisement, and that all allegations in the foregoing statements as to time, place, character of publication are true.

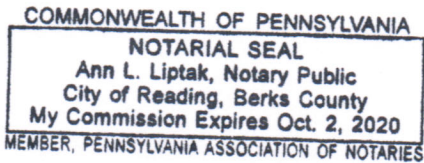
*Lynn Schittler*

Lynn Schittler

Sworn to and subscribed before me on this day of July 12, 2017

*Ann L Liptak*

Notary



Atty. for Plaintiff, KML  
Law Group, P.C., Ste.  
5000, Mellon Independ-  
ence Center, 701 Market  
St., Phila., PA 19106-  
1532, 215.627.1322.